

HCBS Final Rule Evidentiary Package

RW Rose Arbor



Setting information

Setting name: RW Rose Arbor	ID number: 21387
Street address: 16500 92 nd Ave. N., Maple Grove, MN 55311	Phone: 763-493-5910
Website, if applicable: https://www.capitalsenior.com/rosearborandwildflowerlodge/ (https://www.capitalsenior.com/rosearborandwildflowerlodge/)	Date of site visit: 11/19/2018

Waiver service type

Waiver service	Service type
<input type="checkbox"/> Alternative Care (AC) <input checked="" type="checkbox"/> Elderly Waiver (EW) <input type="checkbox"/> Brain Injury (BI) <input checked="" type="checkbox"/> Community Access for Disability Inclusion (CADI) <input type="checkbox"/> Community Alternative Care (CAC) <input type="checkbox"/> Developmental Disabilities (DD)	Customized living

Reason for heightened scrutiny

Prong type	Category	Type of setting
Prong 3 Effects of isolating characteristics	Effect of isolating characteristic	Is one of multiple homes located on the same street or adjoining property that shares programming activities

Note: The term people/person (resident for residential settings) refers to people who receive Medicaid HCBS waiver service(s).

General summary

Rose Arbor is located in Maple Grove, MN with an estimated population of 68,385 according to the 2015 census. Maple Grove serves as the retail, cultural and medical center of the northwest twin cities metro area.

Rose Arbor is an apartment complex with 67 people. It is collocated to Wildflower Lodge, a memory care unit, which serves 41 people. Both settings are managed by Capital Senior Living and are located in a residential area of apartment complexes and duplexes near several large retailers, restaurants, and recreational park.

☒ Check this box if setting meets CMS's definition of Continuing Care Retirement Community CMS CCRC definition: A housing community that provides different levels of care based on what each resident needs over time. This is sometimes called "life care" and can range from independent living in an apartment to assisted living to full-time care in a nursing home. Residents move from one setting to another based on their needs but continue to live as part of the community. [Guidance related to CCRC's](https://www.cms.gov/apps/glossary) (<https://www.cms.gov/apps/glossary>) can be found on CMS's website.

Customized living provider standards/qualifications

Licensure requirements and other state regulations for customized living services clearly distinguish these services/settings from institutional licensure or regulations.

Customized living services are provided in housing with services establishments with the service provider directly licensed as a comprehensive home care provider by the Minnesota Department of Health. Customized living services provide an individualized package of regularly scheduled health-related and supportive services provided to a person who resides in a qualified, registered housing with services establishment.

Customized living service definitions that support the setting requirements

Customized living (CL) and 24-hour CL services include component services designed to meet the person's assessed needs and goals. Individualized CL services may include supervision, home care aide tasks (e.g., assistance with activities of daily living), home health aide task (e.g., delegated nursing tasks), home management tasks, meal preparation and service, socialization, assisting enrollees with arranging meetings and appointments, assisting with money management, assisting participants with scheduling medical and social services, and arranging for or providing transportation. If socialization is provided, it must be part of the service plan, related to established goals and outcomes and not diversional or recreational in nature.

For more details about the component services, including what is covered and distinctions between each see [Customized Living Component Service Definitions, DHS-6790H \(PDF\)](https://edocs.dhs.state.mn.us/lfserver/Public/DHS-6790H-ENG) (<https://edocs.dhs.state.mn.us/lfserver/Public/DHS-6790H-ENG>).

Minnesota's Community Based Services Manual (CBSM) provides the requirements for [customized living services](http://www.dhs.state.mn.us/main/id_001787) (http://www.dhs.state.mn.us/main/id_001787).

Prong 3 settings

Meaningful distinction between colocated settings

States must submit strong evidence that the setting presumed institutional has the characteristics of a HCBS setting and not an institutional setting.

Determination	Summary
<input checked="" type="checkbox"/> Met <input type="checkbox"/> Unmet <input type="checkbox"/> Not applicable	<p>Describe the extent to which any shared programming (meals, transportation, social/recreational activities) occurs between different homes/buildings and how the provider assures interests and preferences are supported at an individual level.</p> <p>There is minimal shared programming between the colocated settings. Activity calendars are specific to the setting with some share activities called entertainment acts. People can choose to attend activities at either setting. Meals are separate. There is a shared bus used to transport people from Rose Arbor and Wildflower Lodge to community activities and scenic drives</p>
<input checked="" type="checkbox"/> Met <input type="checkbox"/> Unmet <input type="checkbox"/> Not applicable	<p>Describe the extent to which staff are scheduled to work with people at the other colocated setting (s) on the same shift:</p> <p>The administrator and staff both report that staff are never scheduled to work at the other setting on the same shift. Staff are crossed trained on person-specific plans between the colocated settings for different shifts.</p>
<input checked="" type="checkbox"/> Met <input type="checkbox"/> Unmet <input type="checkbox"/> Not applicable	<p>Participants in the setting in question do not have to rely primarily on transportation or other services provided by the other co-located setting (s), to the exclusion of other options; (Describe the proximity to avenues of available public transportation or an explanation of how transportation is provided where public transportation is limited.)</p> <p>Transportation options include public bus, taxi or uber, Metro Mobility, Medical Transport, family and some people have cars. Staff report they will assist with arranging transportation.</p>

Community engagement opportunities and experiences

The administrator reported that people are made aware of activities through flyers in the elevator, at the front desk, on the back of the menu, in the newsletter and on the activity board. People can also mention other activities to the Activities Director or bring them up at the Town Hall meeting. People are able to stay at home if they wish. The person interviewed said they are able to get out as often as they wish and like to take the bus into Maple Grove and go shopping.

Administration and Staff reported that community activities include:

- Restaurants
- Shopping
- Movies
- Ice Cream
- Goodwill
- Church
- Volunteering

Onsite activities people choose include bingo, card and board games, bake sales, exercise groups, music therapy, gardening in patio area, and music groups.

HCBS characteristics

This section is a summary of the individual HCBS characteristics required in the HCBS rule. The findings for each characteristic are identified through the setting attestation documentation, on-site observation or both.

HCBS Rule requirement	Compliance status (please select)
<p>Each person at the setting has a written lease or residency agreement in place providing protections to address eviction processes and appeals.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>Each person has a copy of their signed lease. A copy of the signed lease may be requested at any time by the person.</p>	<p>Not applicable to day service settings</p>

HCBS Rule requirement	Compliance status (please select)
<p>Each person at the setting has privacy in his/her sleeping or living unit including a lockable door.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>A person interviewed reported that they can lock their bedroom door. Keyed locks were observed on doors.</p>	Compliant
<p>The setting facilitates that a person, who shares a bedroom, is with a roommate of his or her choice.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input type="checkbox"/> Observation made during on-site visit</p>	Compliant
<p>The setting provides people with the freedom to furnish and decorate their bedroom and living unit within the lease or residency agreement.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>A person interviewed reported that they can decorate their room as they wish. Rooms were observed to be individually decorated.</p>	Compliant
<p>The setting provides people the freedom and support to control their daily schedules including access to food at any time.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>A person interviewed reported that they can get a snack when they want one. The administrator reported that people can store food in their room and have access to snacks at any time. Staff interviewed reported that people can get snacks at any time, but may need to request from staff.</p> <p>People are not required to sign in and out. They are requested to sign in and out when they leave the setting to assist in emergency planning. Visitors are encouraged to sign in and out. This practice is consistent across all payor sources and settings.</p>	Compliant

HCBS Rule requirement	Compliance status (please select)
<p>The setting allows people to have visitors at any time.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>A person interviewed reported that they can have visitors at any time.</p>	Compliant
<p>The setting provides opportunities for people to seek employment and work in competitive integrated settings.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>The person interviewed does not work, but may want to volunteer sometime. Staff and the administrator reported that no people are currently working. They reported that if people worked, they would assist with lunches, meds, providing or coordinating transportation, helping the person get ready for work, and providing a flexible schedule to accommodate their work schedule. The administrator reported they will help with the employment search and application, arrange transportation, and arrange activity schedules if desired to support people who desire to work.</p>	Compliant
<p>The setting is physically accessible to the individual.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>A person interviewed reported that they are able to access all areas of the setting.</p>	Compliant
<p>The setting provides people opportunities to access and engage in community life.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>See community engagement section.</p>	Compliant

HCBS Rule requirement	Compliance status (please select)
<p>The setting supports the person's control of personal resources.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>A person interviewed reported that they have control of their personal resources; the provider does not help them with money management.</p>	Compliant
<p>The setting ensures people's right to privacy.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>A person interviewed reported that they can lock their bedroom door.</p>	Compliant
<p>The setting ensures people's dignity and respect.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>The site visitor observed staff treating people with dignity and respect.</p>	Compliant
<p>The setting ensures people's freedom from coercion and restraint.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>The site visitor observed no signs of coercion or restraint. People were moving about inside and outside the setting.</p>	Compliant

<p>The setting optimizes individual initiative, autonomy, and independence in making life choices, including daily schedule and with whom to interact.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>A person interviewed reported that they can decide for themselves what to do on a daily basis. A person interviewed reported that they participate in a variety of community events and activities. The administrator reported that there are no restrictions on when, how often or how long people can go out.</p>	Compliant
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Pictures of the HCBS setting



